Dev. **(1948) Department**

SERIES.

G.O. NO. 107

Dated 7-1-48

[Despatch Abstract.]

Labour – Disputes – Disputes between workers & management ~~of~~ after previous Industrial Tribunal – Reference to the Industrial Tribunal, Coimbatore for adjudication

Government of Madras
Abstract.

LABOUR - Disputes - Disputes between the workers and managements of Cashew processing factories in Mangalore - Reference to the Industrial Tribunal, Coimbatore for adjudication - Ordered.

Development Department

G.O.No.Ms.107. Dated 8th January 1948.
Read the following:-

G.O.No.Ms.5372 Development dated 19-11-1947.
From the Commissioner of Labour, C.4.7390/47 dated 17-12-1947.

ORDER:-

An industrial dispute has arisen between the workers and managements of Messrs. Pierce Leslie & Co., Ltd., Mangalore, and industrial disputes are apprehended between the workers and managements of other cashew processing factories at Mangalore. As the parties to the dispute are unable to arrive at an amicable settlement, the Commissioner of Labour recommends that the dispute between the workers and ~~xxxxx~~ managements of cashew processing factories at Mangalore be referred to the Industrial Tribunal, Coimbatore for adjudication. The Government accept his recommendation and accordingly direct that the dispute be referred to the Industrial Tribunal, Coimbatore, for adjudication under Section 10(1)(c) of the Industrial ~~Xxixxxxx~~ Disputes Act, 1947. The Industrial Tribunal is requested to hold an enquiry and come to a decision.

2. The following notification will be published in the Fort St.George Gazette.

NOTIFICATION.

Whereas ~~xhx~~ an industrial dispute has arisen between the workers and management of Messrs Pierce Leslie & Co., Ltd., Mangalore, and whereas industrial disputes are apprehended in other cashew processing factxories in Mangalore, in respect of certain matters;

And whereas in the opinion of His Excellency the Governor of Madras, it is necessary to refer the said industrial disputes for adjudication;

Now, therefore, ~~xhx~~ in exercise of the powers conferred by Section 10(1)(c) of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), and in supercession of the orders issued in Development Department Notification No.888 dated the 19th November 1947 published on page 988 of the Part I of Fort St.George Gazette dated the 25th November 1947, His Excellency the Governor of Madras hereby directs that the said industrial disputes be referred for adjudication to the Industrial Tribunal having its place of sitting at Coimbatore.

3. The Tribunal, may, in its discretion settle the issues in the light of a preliminary enquiry which it may hold for the purpose and thereafter adjudicate on the said industrial dispute.

4. The Commissioner of Labour is requested to send a copy of this order to the managements of the cashew processing factories concerned and to the union of workers working in them.

(BY ORDER OF HIS EXCELLENCY THE GOVERNOR)

K.G.MENON,
Joint Secretary to Government.

To the Industrial Tribunal, Coimbatore.
To the Commissioner of Labour.
To the District Magistrate, South Kanara.
To the Superintendent, Government Press for publication of the notification.
To the Government of India, Ministry of Labour, New Delhi.
To the Reporters Board.

Forwarded/By Order

AP.8 .

Superintendent.

THE CASHEWNUT CARDAMOM & COFFEE
WORKER'S UNION.
MAIDAN ROAD, MANGALORE.

ಗೇರು ಬೀಜ, ಯಾಲಕ್ಕಿ ಮತ್ತು ಕಾಫಿ
ಕ್ಯೂರಿಂಗ್ ಕೆಲಸಗಾರರ ಸಂಘ.
ಮೈದಾನ್ ರೋಡ್, ಮಂಗಳೂರು.

Ref.No. A 1/47

Date 2nd December 1947.

G.O. 12-12-47.
N.O. 18-1-48

120045

Govt. No. 120045-PI/47-1 d. 4.12.47.

To

The Honourable Minister for labour
Government of Madras,
Madras.

Referred to the C.C for enquiry

Remarks

Respected Sir,

The dispute between the workers and the Management of M/s Pierce Leslie & Co Ltd., has been referred to the Industrial Tribunal as per G.O. Ms. No.5372, Development department dated 19th. Nov 47. As similar conditions prevail in other cashew processing factories in Mangalore and since workers have put forward indentical demands to other Factory Managements, I humbly request that the following factory Managements may be brought under the scope of the present Adjudication.

1. M/s Fernandes Brothers, Kulshekar, Mangalore
2. The Cardol Corporation, Derebail Mangalore.
3. M/s Mizar Krishna Annappa Pai & Co, Urva, Mangalore.

Above three factories employ nearly 2250 workers and the these workers have been agitating for the last several manths for higher wages and bonus. Great discontent prevails among the workers. The Management refuse to concede any demands. Since there is liklihood of these workers also going on strike, it is necessary that their demands also are referred to the Industrial Tribunal and the issues settled once for all.

I hope you will be pleased to grant the request of these workers and the Managements of these three factories brought under the scope of the present Adjudication and thus help in minimising labour disputes in our district.

Soliciting early favourable orders.

Yours respectfully,
Shantharam Pai
President.

C4.7390/47.

Office of the Commissioner Labour,
Chepauk, Madras, dated 17-12-47.

From

R.M. Sundaram, Esqr. C.B.E., I.C.S.,
Commissioner of Labour, Madras.

To

127169

The Joint Secretary to Government,
Development Department, Fort St.George, Madras.

SIR,

Sub:- LABOUR - Dispute between the workers and management of Pierce Leslie & Co. Ltd., Mangalore - Reference to the Industrial Tribunal, Coimbatore, for Adjudication-Request of the President of the Cashewnut Cardamom & Coffee workers Union, Mangalore to bring within the scope of the adjudicati[on] three other factories in Mangalore.

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- Ref:- Government endorsement No.120045 PI/47-1 dated 7-12-47.

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In his letter dated 2-12-47, the President of the Cashewnut, Cardamom and Coffee Workers' Union, Mangalore, states that conditions similar to those in the Pierce Leslie Cashew Factory at Mangalore prevail in the other cashew processing factories in Mangalore and that the workers in these factories put forward identical demands and that they were refused by the managements concerned. The three factories mentioned by the union, may also be included within the scope of the adjudication ordered in G.O. Ms.No.5372, Development Department, dated 19-11-47.

P.K./18-12

FOR COMMISSIONER OF LABOUR.

To AS

CL's letter on p. 3 above.

A draft order is submitted for approval

3.1.48.
PS.
4-1-48.

D.F. 16.

DRAFT FOR APPROVAL.

Dcv - Dept

	Date.	Initials.
When received for fair copying ..		
When copied ..		
When examined..		
When signed ..		
When despatched.		

SUBJECT :— Labour - Disputes - dispute between the workers and managements of Cashew processing factories in Mangalore - Reference to the Industrial Tribunal, Coimbatore for adjudication - ordered.

pp 1-2 of (f)

READ AGAIN 5372 Ser, dated 19-11-47. 19

" " " 19

READ *ALSO* :—

No. 120045/47 From the C of L C4 No. 7390/47 dated 17-12-1947.

" " " " " 19

" " " " " 19

Order / ~~Resolution~~ Ms. / ~~Rout.~~ No. 167, dated 8 January 19 48.

An industrial dispute has arisen between the workers and managements of Messrs. Pierce Leslie & Co., Ltd., Mangalore, and industrial disputes are apprehended between the workers & managements of other Cashew processing factories at Mangalore. As the parties to the dispute are unable to arrive at an amicable settlement, the C of L recommends that the dispute between the workers & managements of Cashew processing factories at Mangalore be referred to the Industrial Tribunal Coimbatore for adjudication. The Govt. accept his recommendation and accordingly direct that the dispute be referred to the Industrial Tribunal, Coimbatore, for adjudication under Sec. 10 (1) (c) of the Industrial Disputes Act, 1947. The Industrial Tribunal is requested to hold an enquiry and come to a decision.

2. The following notification will be in the Fort. St. George Gazette.

Notification.

Whereas an industrial dispute has arisen between the workers & management of M/s Messrs Pierce Leslie & Co. Ltd, Mangalore, and whereas industrial disputes are apprehended in other Cashew processing factories in Mangalore, in respect of certain matters;

And Whereas in the opinion of His Excellency the Governor of Madras, it is necessary to refer the said industrial disputes for adjudication;

Now, Therefore, in exercise of the powers conferred by Sec. 10 (1) (c) of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), and in supersession of the orders issued in Development Department Notification No. 888 dated the 19th November 1967 published on page 988 of the Fort St. George Gazette dated the 25th November 1967, His Excellency the Governor of Madras hereby directs that the said industrial disputes be referred for adjudication to the Industrial Tribunal having its place of sitting at Coimbatore.

3. The Tribunal may, in its discretion settle the issues in the light of a preliminary enquiry which it may hold for the purpose and thereafter adjudicate on the said industrial dispute.

4. H. C. of L. is requested to send a copy of this order to the managements of the Cashew processing factories concerned in Mangalore.

and to the Union of Workers Worki
in Item

To

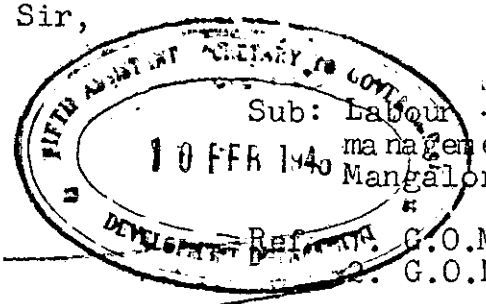
The Industrial Tribunal, -
Coimbatore.
C of L.
Dt. Magistrate, S. Kanara
S.G.O. for publication
& the notification.
G of I (Ministry of
Labour).
Reporters Board.

From
Sri C.R.Krishna Rao,
Industrial Tribunal,
Brahmin Extension, Coimbatore.

The Secretary to Government
Development Department,
Chepauk, Madras.

Sir,

Dated the 9th Feb.48.



Sub: Labour - Dispute - Dispute between the workers and management of Messrs.Pierce Leslie & Co.,Ltd., Mangalore - Reference to this Tribunal for adjudicati

Ref: 1. G.O.Ms.No.5372 Development Department dated 19-11-
2. G.O.No.Ms.107 Development Department dated 8-1-48.

App 1-2 of (J)
Copy at (J)

The dispute between the management and workers of Messrs.Pierce Leslie & Co.,Mangalore is ripe for trial. It is posted to 18-2-48 for evidence. As I have set apart 5 days for hearing, I expect the hearing can be concluded before the 25th instant and the Award could be made ready in the first week of March.

But in the case of other Cashew processing factories, I have not even received, statements from the parties, and in the usual course it may be another 2 months before they are ready for trial, as I have much other work to attend to.

Am I required to submit one comprehensive Award in respect of all the cashew processing factories of Mangalore, or may I send one Award for Pierce Leslie & Co., and another for the other cashew factories? The prior G.O. which referred only to Pierce Leslie & Co., is now merged in the later G.O. which refers to all the factories. Apparently I am not expected to deal with the disputes piecemeal.

C.R.Krishna Rao

INDUSTRIAL TRIBUNAL,
Coimbatore.

RKM/-

104 - 17/2 : #2 : 1 : 2

Dev-Depth

No- 17142 PL/48-1 dy 16-2-48

Sub: Labour- Dispute - Dispute between workers & managements of Cashew processings factories in Mangalore Extension of Award -

Ref: From the Industrial Tribunal Coimbatore No. nil dy 9-2-48.

The Industrial Tribunal is requested to send a Suple Comprehensive award in respect of all the Cashew processing factories in Mangalore.

13/2/48

To
The Industrial Tribunal,
Coimbatore

20.2

Mr
11.2.48
P.S
11.2.48.